

Office of Surface Mining Reclamation and Enforcement**Information Collection Submitted to the Office of Management and Budget for Review Under the Paperwork Reduction Act**

The proposal for the collection of information listed below has been submitted to the Office of Management and Budget for approval under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35). Copies of the proposed collection of information, related form and explanatory material may be obtained by contacting the Bureau's clearance officer at the phone number listed below. Comments and suggestions on the requirements should be made directly to the Bureau clearance officer and to the Office of Management and Budget, Paperwork Reduction Project (1029-0039), Washington, DC 20503, telephone 202-395-7340.

Title: Underground Mining Permit Applications—Minimum Requirements for Reclamation and Operation Plans—30 CFR 784.

OMB Number: 1029-0039.

Abstract: Sections 507(b), 508(a) and 516(b) of Public Law 95-87 require underground coal mine permit applicants to submit an operations and reclamation plan and establish performance standards for the mining operation. Information submitted is used by the regulatory authority to determine if the applicant can comply with the applicable performance and environmental standards in Public Law 95-87.

Bureau Form Number: None.

Frequency: On occasion.

Description of Respondents: Underground Coal Mining Operators.

Estimated Completion Time: 513 hours.

Annual Responses: 100.

Annual Burden Hours: 51,261.

Bureau Clearance Officer: John A. Trelease, (202) 343-1475.

Dated: January 10, 1995.

Andrew F. DeVito,

Chief, Branch of Environmental and Economic Analysis.

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INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-364]

Certain Curable Fluoroelastomer Compositions and Precursors Thereof; Issuance of Limited Exclusion Order and Cease and Desist Order

AGENCY: International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that the U.S. International Trade Commission has issued a limited exclusion order and a cease and desist order in the above-captioned investigation.

FOR FURTHER INFORMATION CONTACT: Mark D. Kelly, Esq., Office of the General Counsel, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone 202-205-3106.

SUPPLEMENTARY INFORMATION: The authority for the Commission's determinations is contained in section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and in § 210.58 of the Commission's Interim Rules of Practice and Procedure (19 CFR 210.58).

The Commission instituted this investigation on March 16, 1994, based upon a complaint filed by Minnesota Mining and Manufacturing Company ("3M") alleging that Ausimont, S.p.A., of Milan, Italy, and Ausimont U.S.A., Inc., of Morristown, NJ (collectively referred to as "respondents" or "Ausimont") had violated section 337 in the sale for importation, the importation, and the sale within the United States after importation of certain curable fluoroelastomer compositions and precursors thereof, by reason of infringement of one or more claims of U.S. Letters Patent 4,287,320 ("the '320 patent") assigned to 3M. 59 FR 12344 (March 16, 1994).

On December 15, 1994, the presiding administrative law judge (ALJ) issued his final initial determination (ID) finding that respondents had violated section 337, based on his findings that (1) the claims in issue of the '320 patent are not invalid; (2) the accused products imported by respondents infringe the claims in issue of the '320 patent under the doctrine of equivalents; and (3) a domestic industry exists. On February 2, 1995, the Commission determined not to review the ALJ's final ID and requested written submissions on the issues of remedy, the public interest, and bonding. 60 FR 7581 (February 8, 1995).

Submissions on remedy, the public interest, and bonding were received from complainant 3M, respondents, and the Commission investigative attorney (IA). Complainant, respondents, and the IA also filed reply submissions on these issues.

Having reviewed the record in this investigation, including the written submissions of the parties, the Commission made its determinations on the issues of remedy, the public interest, and bonding. The Commission determined that the appropriate form of relief is a limited exclusion order prohibiting the unlicensed importation of infringing fluoroelastomer compositions or precursors thereof manufactured and/or imported by or on behalf of Ausimont, S.p.A. of Milan, Italy or Ausimont U.S.A., Inc., of Morristown, New Jersey. In addition, the Commission issued a cease and desist order directed to the domestic respondent, Ausimont U.S.A., ordering it to cease and desist from the following activities in the United States: importing, selling, marketing, distributing, offering for sale, or otherwise transferring (except for exportation) in the United States infringing imported curable fluoroelastomer compositions or precursors thereof. The orders apply to any of the affiliated companies, parents, subsidiaries, licensees, contractors, or other related business entities, or their successors or assigns, of the above-named companies.

The Commission also determined that the public interest factors enumerated in 19 U.S.C. 1337 (d) and (f) do not preclude the issuance of the limited exclusion and cease and desist orders, and that the bond during the Presidential review period shall be in the amount of 48 percent of the entered value of the articles in question.

Copies of the Commission orders, the Commission opinion in support thereof, and all other nonconfidential documents filed in connection with this investigation are or will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, SW., Washington, DC 20436, telephone 202-205-2000. Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

Issued: March 16, 1995.